

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 280 of 2005 (S/S)

Kesar Singh & others Petitioners

Versus

1. State of Uttaranchal, through Secretary
Forest, Govt. of Uttaranchal at Dehradun.
2. Chief Conservator of Forest
(Garhwal & Administration), Dehradun.
3. Chief Conservator of Forest (Kumaun)
Nainital.
4. Divisional Forest Officer, Almora Forest
Division, Almora.
5. Divisional Forest Officer, Soil Conservation
Ranikhet, District Almora.
6. Divisional Forest Officer, Civil Soyam
Almora. Respondents.

Sri B.D. Upadyaya, learned counsel for the petitioners.
Learned Standing Counsel for the respondents.

Hon'ble Prafulla C. Pant, J

Learned counsel for the parties are present.

2. Heard.

3. By means of this petition, the petitioners, who are daily wage workers with Forest Department, have sought their regularization in service. In view of the principle of law laid down in *Secretary, State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases, Pg. 01*, wherein it has been held that the workers on daily wages or the persons who get employed without undergoing regular selection process, should not be permitted to be absorbed or regularised against the constitutional scheme of public employment, this Court is not inclined to issue direction to

regularize services of the petitioners, as such, the petition is liable to be dismissed

4) The writ petition is dismissed. Interim order, if any, stands vacated. (All pending applications also stand disposed of).

Dt. 16.11.2006
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(Prafulla C. Pant, J.)